

SAO
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Attorneys for Third-Party Defendant
NEVADA COUNTERTOP CORPORATION

UNITED STATES DISTRICT COURT

CLARK COUNTY, NEVADA

12 BRITTANY & ANTHONY LOPEZ, Husband
and Wife; PAULA EARL-MCCONICO &
13 WILLIE MCCONICO, Husband and Wife;
MARTIN & VERONICA FREEMAN, Husband
and Wife; TIMMY LE & NGUYEN TRINH,
Husband and Wife; GERDA PIERROT;
15 SHAWN YBARRA; SHELBY MCEVOY &
16 KENNETH PFEIFER, Husband and Wife;
PABLO ECHEVARRIA & PATREASE
17 ASHLEY, Husband and Wife; NICHOLAS
SPELDRICH & MARYANN UNDIS; SHUREN
18 ZHANG & PING YUE, Husband and Wife;
ROBYN COOPER; LINDA YARBROUGH;
19 SOON LEWIS; NICOLE JENKINS;
20 MATTHEW BACHMAN & TIMOTHY
THOMPSON; STEVE FELDMAN; JENNIFER
21 DURHAM; JENNIFER HOUGHLAND; SETH
& KRISTAL MACKERT, Husband and Wife;
22 LILLIE A. BANKS; NATHAN & KYLEE
REEDER; DEREK BAO & NICOLE
23 SHINAVER, Husband and Wife; JEROME A.
REYES; PAUL E. MELENDEZ; SCOTT &
24 HOLLY WORTLEY, Husband and Wife;

CASE NO.: 2:16-cv-01754-RFB-CWH

DEPARTMENT

(ELECTRONIC FILING CASE)

**THIRD-PARTY DEFENDANT NEVADA
COUNTERTOP CORPORATION'S
STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE
AND TO DEEM THE SETTLEMENT
AGREEMENT AND RELEASE
EXECUTED BY NEVADA COUNTERTOP
CORPORATION**

Plaintiffs.

V.

1 U.S. HOME CORPORATION AND
2 GREYSTONE NEVADA, LLC; and DOES 1
through 100, inclusive,

3 Defendants.

4
5 U.S. HOME CORPORATION AND
GREYSTONE NEVADA, LLC,

6 Third-Party Plaintiffs,

7 v.

8 THE A.C. HOUSTON LUMBER COMPANY, a
9 Nevada corporation; AMERICAN ASPHALT &
10 GRADING COMPANY, a Nevada corporation,
RCR PLUMBING AND MECHANICAL, INC.,
11 a California corporation; ATRIUM DOOR AND
WINDOW COMPANY- WEST COAST, a
12 Delaware Corporation; ATRIUM DOOR AND
WINDOW COMPANY OF ARIZONA, a
13 Delaware corporation; ALLARD
ENTERPRISES, INC. dba AR IRON, a Nevada
corporation; BEE-LURE PAINTING, a Nevada
close corporation; BANKER INSULATION,
INC., an Arizona corporation; BRASS2COPPER
MECHANICAL, INC., a Nevada corporation;
BURNHAM PAINTING & DRYWALL CORP.,
a Nevada close corporation; CBC FRAMING,
INC., a California corporation; C
CONSTRUCTION, INC., a Delaware
corporation; SELECTBUILD CORPORATION,
INC., a Delaware corporation; CAMPBELL
CONCRETE OF NEVADA, INC., a Nevada
corporation; FLOORS-N-MORE, LLC dba
CARPETS-N-MORE, a Nevada limited liability
company; CHICAGO PAINTING, INC., a
Nevada corporation; CONCRETE SERVICES,
INC., a Nevada corporation; CONTRACT
DECOR, INC., an Oklahoma corporation;
COOPER ROOFING CO., a Nevada corporation;
COOPER ROOFING CO., INC., a Nevada
corporation; LUKES TAR CORPORATION dba
CHAMPION MASONRY, a Nevada corporation;
CUSTOM HEARTH DISTRIBUTORS, INC., a
Nevada corporation; DAWN FRAMING, INC., a
Nevada corporation; CIRCLE S

1 DEVELOPMENT CORPORATION dba DECK
2 SYSTEMS NEVADA, a Nevada corporation;
3 DISTINCTIVE MARBLE, INC., an Arizona
4 corporation; DOUBLE A ELECTRIC, LLC, a
5 Nevada limited-liability company; DRI
6 RESIDENTIAL CORPORATION- NEVADA, a
7 Nevada corporation; DRI RESIDENTIAL
8 CORPORATION, a California corporation;
9 EAGLE PLASTERING, INC. fka SUNDANCE
10 PLASTERING, a Nevada corporation;
11 EXECUTIVE PLASTERING, INC., a Nevada
12 corporation; EXECUTIVE PLUMBING, INC., a
13 Nevada corporation; EXTREME CONCRETE,
14 LLC, a Nevada limited-liability company; TRUE
15 TEAM PARTNER, LLC dba GALE BUILDING
16 PRODUCTS, a Nevada limited-liability
17 company; GENERAL ELECTRIC COMPANY,
18 a New York corporation; HARRISON DOOR
19 COMPANY, a Nevada corporation; HOUSTON-
20 STAFFORD ELECTRIC, INC., a Texas
21 corporation; HOUSTON-STAFFORD
22 ELECTRICAL CONTRACTORS LIMITED
23 PARTNERSHIP, a Texas limited partnership;
24 INFINITY BUILDING PRODUCTS, LLC, an
25 Arizona limited-liability company; HUTCHINS
26 DRYWALL, INC., a Nevada corporation;
27 INTERSTATE PLUMBING & AIR
28 CONDITIONING, LLC, a Nevada limited-
liability company; JAYAR
MANUFACTURING, INC., a Texas corporation;
JOHNSON ELECTRIC INC., a Nevada
corporation; KNIPP BROTHERS, INC. dba KBI
CONSTRUCTION, an Arizona corporation;
K&K DOOR & TRIM, LLC, a Nevada limited-
liability company; K&K FRAMERS, LLC, a
Nevada limited-liability company;
KENNINGTON PLASTERING NEVADA, a
Nevada corporation; LARRY METHVIN
INSTALLATIONS, INC., a California
corporation; LAS VEGAS CULTURED
MARBLE, INC., a Nevada corporation; MASCO
CABINETRY, LLC, a Michigan limited-liability
company; MERILLAT INDUSTRIES, INC., a
Michigan corporation; THE MASONRY
GROUP NEVADA, INC., a Nevada corporation;
NEVADA COUNTER TOP CORPORATION, a
Nevada corporation; POWER HOUSE

1 PLASTERING, a Nevada corporation; HIRSCHI
2 MASONRY, LLC, a Nevada limited-liability
3 company; NEVADA STAIRS, INC., a Nevada
4 corporation; NEW CRETE, LLC, a Nevada
5 limited-liability company; PETERSEN-DEAN,
6 INC., a California company; QUALITY BUILT,
7 LLC, a California limited-liability company;
8 QUALITY WOOD PRODUCTS, LTD., a
9 Nevada corporation; RED ROCK
10 MECHANICAL, LLC, a Nevada limited liability
11 company; WEST COAST AIR
12 CONDITIONING, LLC, a Nevada limited
13 liability company REPUBLIC ELECTRIC, INC.,
14 a Nevada corporation; ROADRUNNER
15 DRYWALL CORP., a Nevada corporation; SBS
16 CONSTRUCTION, INC., a Nevada corporation;
17 SELECTBUILD CONSTRUCTION, INC., a
18 Delaware corporation; SILVER STATE STEEL
19 GROUP, INC., a Nevada corporation; SIERRA
20 AIR CONDITIONING, INC., a Nevada
21 corporation; SILVER STATE FIREPLACES,
22 INC., a Nevada corporation; SOUTHWEST
23 GLAZING & WINDOWS, LLC, a Nevada
24 limited-liability company; STATE
25 INSULATION, LLC, a Nevada limited-liability
26 company; SUN CITY LANDSCAPES & LAWN
27 MAINTENANCE, INC., a Nevada corporation;
28 SUNRISE CARPENTRY, INC., an Arizona
corporation; T AND F MARBLE & GRANITE,
INC., a Nevada corporation; AMERICAN
WOODMARK CORP. dba TIMBERLAKE
CABINET COMPANY, a Nevada corporation;
AMENDE' CABINET CORPORATION dba
TIMBERLAKE CABINET COMPANY, a
Virginia corporation; T&R PAINTING AND
DRYWALL, LLC, a Nevada limited-liability
company; T&R CONCRETE REPAIR AND
DESIGN, INC., a Utah corporation; TITAN
STAIRS & TRIM, INC., a Nevada corporation;
TOWER BUILDERS, LLC, a Nevada limited-
liability company; TRI-CITY DRYWALL, INC.,
a Nevada corporation; ULTIMATE
ELECTRONICS, INC., a Delaware corporation;
UNIQUE-SCAPE AND DESIGN, a Nevada
corporation; VALENTE CONCRETE, LLC, a
Nevada limited-liability company; WESTERN
SHOWER DOOR, INC., a Nevada corporation;

1 WEST COAST COUNTERTOPS, INC., a
2 Nevada corporation; WEST COAST
3 PROPERTY CONSULTANTS, INC., a
4 California corporation; WESTCOR
5 CONSTRUCTION, a Nevada corporation; XO
6 WINDOWS NEVADA, LLC, a Nevada
corporation; and ZEPEDA BROS. PAINT &
DRYWALL, LLC, a Nevada limited-liability
company,

7 Third-Party Defendants.

8 **THIRD-PARTY DEFENDANT NEVADA COUNTERTOP CORPORATION'S**
STIPULATION AND ORDER FOR DISMISSAL WITH PREJUDICE AND TO
DEEM THE SETTLEMENT AGREEMENT AND RELEASE EXECUTED
BY NEVADA COUNTERTOP CORPORATION

10 PLEASE TAKE NOTICE that Third-Party Plaintiff, U.S. HOME CORPORATION AND
11 GREYSTONE NEVADA, LLC, by and through its attorney, Sarah Odia, Esq., of the law firm of
12 PAYNE & FEARS, LLP, and Third-Party Defendant, NEVADA COUNTERTOP
13 CORPORATION by and through its attorney of record, Kevin A. Brown, of the law firm of
14 BROWN, BONN & FRIEDMAN, LLP, and hereby stipulate to dismiss Third-Party Defendant,
15 NEVADA COUNTERTOP CORPORATION, from the action with prejudice. The parties
16 further stipulate to Deem the Settlement Agreement and Release Executed by NEVADA
17 COUNTERTOP CORPORATION, because NEVADA COUNTERTOP CORPORATION is an
18 out of business enterprise with no ability to sign the Settlement Agreement. The Parties agree
19 that in connection with this dismissal, each party to bear its own attorney's fees and costs.
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1 This Stipulation is entered into in good faith, in the interests of judicial economy and not
2 for the purposes of delay.

4 DATED: 12-11-13

PAYNE & FEARS

Sarah J. Odia, Esq.
PAYNE & FEARS
6385 S. Rainbow Blvd., Suite 220
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Attorneys for U.S. HOME CORPORATION

10 DATED: 12/14/17

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CASE NO.: 2:16-cv-01754-RFB-CWH

ORDER

The parties have stipulated and agreed to the dismissal of the Third-Party Defendant, NEVADA COUNTERTOP CORPORATION, as set forth in the Stipulation, and good cause appearing.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Third-Party Plaintiff, U.S. HOME CORPORATION AND GREYSTONE NEVADA, LLC'S, Third-Party Complaint as to Third-Party Defendant, NEVADA COUNTERTOP CORPORATION, be dismissed with prejudice and to Deem the Settlement Agreement Signed by NEVADA COUNTERTOP CORPORATION. The Parties will each bear their own respective attorney's fees and costs herein.

DATED: December 18, 2017

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RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

Submitted by:

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